IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No 4046 of 1999

For Approval and Signature:

Hon'ble MR.JUSTICE M.R.CALLA

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1. Whether Reporters of Local Papers may be allowed to see the judgement? : NO

2. To be referred to the Reporter or not? : NO

3. Whether Their Lordships wish to see the fair copy of the judgement? : NO

4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder? : NO

5. Whether it is to be circulated to the Civil Judge? : NO

SHANTABEN KANJIBHAI DESAI, SARPANCH

Versus

JD JOSHI OR SUCCESSOR

Appearance:

MR KC PATEL for MR BG JANI for Petitioner

MR PK SHUKLA, ld.AGP for Respondent No.1

MR BAROT for MR HS MUNSHAW for Respondents Nos.2 & 3

MR HR PRAJAPATI for Respondents Nos.4 to 13

CORAM : MR.JUSTICE M.R.CALLA

Date of decision: 30/03/2000

ORAL JUDGEMENT

Msr.K.C.Patel for Mr.B.G.Jani has submitted that the office of Mr.Jani had duly informed the petitioner

way back on 20th November 1999 that he seeks to retire from this brief. A copy of this letter dated 20th November 1999 has been produced along with the postal certificate dated 23rd November 1999. The letter dated 20th November 1999 and the postal certificate dated 23rd November 1999 shall remain on record.

2. The submission made by Mr.P.K.Shukla, ld. Asstt. Govt. Pleader appearing for respondent no.1 that the petition has become infructuous is supported by learned Counsel Mr.Barot for Mr.H.S.Munshaw appearing for respondents nos.2 and 3, as also by Mr.H.R.Prajapati for respondents nos.4 to 13. Learned Asstt. Govt. Pleader has pointed out that the Notification under challenge stands already implemented and that the election of the Panchayat are going to be held on the basis of the aforesaid Notification. There is no one to controvert this submission made by learned Asstt. Govt. Pleader. It also appears that the petitioner has lost interest in the case.

3. This Special Civil Application is, therefore, dismissed as having become infructuous. The Rule is hereby discharged. No order as to costs.

(M.R. Calla, J.)

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